

REED SMITH LLP

Formed in the State of Delaware

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(improperly named Truist d/b/a or f/k/a Branch Banking and Trust Company)

**UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF NEW JERSEY**

JOHN GERICKE, Individually and on
behalf of All Individuals similarly
situated,

Plaintiffs,

v.

TRUIST D/B/A OR F/K/A BRANCH
BANKING AND TRUST COMPANY
and JOHN DOES 1-10,

Defendants.

Civil Action No. 1:20-cv-03053

Motion Returnable: March 17, 2021

**SUPPLEMENTAL
CERTIFICATION OF DIANE
A. BETTINO, ESQ. IN
SUPPORT OF MOTION TO
DISMISS**

I, Diane A. Bettino, Esq., do hereby certify as follows:

1. I am an attorney-at-law in the State of New Jersey and a partner with the law firm of Reed Smith LLP, counsel to Defendant Truist Bank (improperly named Truist d/b/a or f/k/a Branch Banking and Trust Company) (“Truist Bank”)

in the above-captioned action. As such, I am fully familiar with the facts set forth herein.

2. I make this Supplemental Certification in further support of Truist Bank's Motion to Dismiss Plaintiff John Gericke's ("Plaintiff") putative class action complaint with prejudice, and in response to the Court's February 23, 2021 Order requesting supplemental briefing.

3. Copies of the Internal Revenue Service's Form 1099-C for 2018, 2019, 2020, and 2021 are attached hereto as **Exhibit 21**.

4. A copy of the Court's unpublished opinion in *Dimas v. JPMorgan Chase Bank, N.A.*, No. 17-CV-05205-LHK, 2018 WL 809508 (N.D. Cal. Feb. 9, 2018), is attached hereto as **Exhibit 22**.

I certify under penalty of perjury that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

REED SMITH LLP

/s/ Diane A. Bettino
Diane A. Bettino, Esquire

Dated: March 12, 2021